

REMARKS

The claims have been amended so as to clearly overcome the objections raised in the official action.

Claim 1 as amended is directed to a turntable record having multiple tracks, each track having at least one scale of notes and/or series of chords of a predetermined musical key, the scale being diatonic, pentatonic, whole tone or one of the modes. Claim 1 also specifies that the notes and/or chords on each track each last for a predetermined time with silence for a predetermined time between adjacent notes and/or chords. Claim 1 further specifies that the predetermined time for which the notes and/or chords last on one track are different from the predetermined times for which the notes and/or chords last on the other tracks.

The amendments to claim 1 constitute subject matter which is clearly disclosed in the application, namely in the Summary of Invention and/or in the Description of Preferred Embodiments.

Page 3, paragraph [0010] of the specification describes the use of the record on a conventional turntable with a swing arm and needle. The record in accordance with the present invention is of greater advantage to a disk jockey than prior art records used in a similar manner by reason of the physical characteristics of the notes and/or chords on each track and the differences therebetween from one track to another.

There is no disclosure or suggestion in Golden of a record as now defined in claim 1 as amended. In Golden, the thirty-seven radially innermost tracks are tone tracks which each define a substantially constant tone, see column 3, lines 11 to 14. As explained in column 3, lines 33 to 45 of Golden, the other tracks are accompaniment tracks which represent patterns of sound which are useful for accompanying a melody produced by the tone tracks. An accompaniment track of Golden may represent a special sound such as an

introduction or ending measure for a melody in a particular key, but this is not a scale of notes and/or series of chords of a predetermined musical key as in the present invention.

Consequential amendments have been made to the dependent claims. Claims 2 and 5 have been canceled and appropriate minor amendments have been made to claims 3, 4, and 6.

It is therefore respectfully submitted that claim 1 as amended is clearly patentably distinguished from Golden and is therefore allowable, and that dependent claims 3, 4 and 6 are consequently allowable therewith.

It is also respectfully submitted that claim 1 as amended is not disclosed in or suggested by Bryant. As the examiner correctly indicates, Bryant discloses a turntable record having a track for storing information.

However, there is no disclosure or suggestion in Bryant of applicant's record which has the notes and/or chords on each track each lasting for a predetermined time with silence for a predetermined time between adjacent notes and/or chords, and with the predetermined time for which the notes and/or chords last on one track being different from the predetermined times for which the notes and/or chords last on the other tracks.

It is therefore also respectfully submitted that claim 1 as amended is clearly patentably distinguished from Bryant and is consequently allowable, and that dependent claims 3 and 4 are consequently allowable therewith.

With regard to the objection under 35 U.S.C. 103 to dependent claim 7 as being unpatentable over Golden further in view of Porter, it is respectfully submitted that this objection is now moot in view of the amendments to claim 1.

Applicant wishes to make a record in this application the prior art listed in the enclosed search report issued in connection with the corresponding British application. This prior art is being formally submitted in an accompanying Information Disclosure Statement.

It is respectfully submitted that this now submitted prior art does not disclose or suggest applicant's turntable record as now claimed in claim 1 as amended.

Favourable reconsideration and allowance of this application are therefore requested.

Respectfully Submitted,

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INVESTOR IN PEOPLE

Application No: GB 0030563.1
Claims searched: 1 to 7

Examiner: Daniel Voisey
Date of search: 28 June 2001

Patents Act 1977 Search Report under Section 17

Databases searched:

UK Patent Office collections, including GB, EP, WO & US patent specifications, in:

UK Cl (Ed.S): G5R (RFN)

Int Cl (Ed.7): G10H 3/03; G11B 3/68

Other: Online: WPI, EPODOC, PAJ and the internet

Documents considered to be relevant:

Category	Identity of document and relevant passage	Relevant to claims
X	GB 2261763 A (SARAH LYLE) see page 1 lines 1 to 30	1 to 7
X	GB 1415798 (DE OLIVEIRA) see column 1 lines 42 to 46	1 to 7
X	GB 1258022 (MATTEL INC.) see page 2 lines 12 to 77	1 to 7
X	GB 1247162 (McLANE) see column 1 lines 18 to 40	1 to 7
X	GB 580426 (WOOD) see page 1 lines 35 to 54	1 to 7
EX	EP 1020849 A2 (VESTAX) see abstract	1 and 2
X	www.garage-a-records.com/hifinews.html	1 to 7

X	Document indicating lack of novelty or inventive step	A	Document indicating technological background and/or state of the art.
Y	Document indicating lack of inventive step if combined with one or more other documents of same category.	P	Document published on or after the declared priority date but before the filing date of this invention.
&	Member of the same patent family	E	Patent document published on or after, but with priority date earlier than, the filing date of this application.